

Department of Health
Notice of Rulemaking Hearing
Board of Dentistry
Division of Health Related Boards

There will be a hearing before the Tennessee Board of Dentistry to consider the promulgation of amendments to rules pursuant to T.C.A. §§ 4-5-202, 4-5-204, and 63-5-105. The hearing will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204 and will take place in the Cumberland Room of the Cordell Hull Building located at 425 Fifth Avenue North, Nashville, TN at 2:30 p.m. (CDT) on the 21st day of July, 2005.

Any individuals with disabilities who wish to participate in these proceedings (review these filings) should contact the Department of Health, Division of Health Related Boards to discuss any auxiliary aids or services needed to facilitate such participation or review. Such initial contact may be made no less than ten (10) days prior to the scheduled meeting date (the date such party intends to review such filings), to allow time for the Division to determine how it may reasonably provide such aid or service. Initial contact may be made with the ADA Coordinator at the Division of Health Related Boards, First Floor, Cordell Hull Building, 425 Fifth Avenue North, Nashville, TN 37247-1010, (615) 532-4397.

For a copy of the entire text of this notice of rulemaking hearing contact:

Jerry Kosten, Regulations Manager, Division of Health Related Boards, 425 Fifth Avenue North, First Floor, Cordell Hull Building, Nashville, TN 37247-1010, (615) 532-4397.

Substance of Proposed Rules

Amendments

Rule 0460-1-.05, Continuing Education, is amended by deleting subpart (3) (d) 1. (x) in its entirety and substituting instead the following language, and is further amended by adding the following language as new subparts (3) (d) 1. (xi) and (3) (d) 1. (xii), so that as amended, the new subparts (3) (d) 1. (x), (3) (d) 1. (xi), and (3) (d) 1. (xii) shall read:

- (3) (d) 1. (x) Tennessee Department of Health and its affiliated Metropolitan Health Departments, those being the Chattanooga/Hamilton County Health Department, the Davidson County Health Department, the Jackson-Madison County Health Department, the Knox County Health Department, Memphis the Shelby County Health Department, and the Sullivan County Health Department.
- (3) (d) 1. (xi) Tennessee Emergency Management Agency (TEMA).

(3) (d) 1. (xii) Federal Emergency Management Agency (FEMA).

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-5-105, and 63-5-107.

Rule 0460-2-.03 (2), Limited and Educational Limited Licensure Process, is amended by deleting subparagraph (2) (f) in its entirety and substituting instead the following language, and is further amended by adding the following language as new subparagraph (2) (g), so that as amended, the new subparagraphs (2) (f) and (2) (g) shall read:

- (2) (f) Shall submit when applying for licensure and when applying for renewal of licensure, if practice is to be in a federally-designated health professional shortage area, proof of employment as a dentist or proof of starting/maintaining a private dental practice; and
- (2) (g) If the applicant has ever taken any regional testing agency examination or any other Board-approved examination as provided in rule 0460-2-.05, an application will not be approved unless and/or until a certification is submitted which indicates that the applicant achieved passing scores on all parts of the examination.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-5-105, 63-5-110, and 63-5-111.

Rule 0460-2-.06, Specialty Certification, is amended by deleting paragraph (14) in its entirety.

Authority: T.C.A. §§ 4-5-202, 4-5-204, and 63-5-105.

Rule 0460-2-.07, Anesthesia and Sedation, is amended by deleting parts (6) (a) 1. and (6) (a) 2. but not their subparts, and substituting instead the following language, and is further amended by deleting subpart (7) (a) 1. (i) but not its items, and substituting instead the following language, so that as amended, the new parts (6) (a) 1. and (6) (a) 2. but not their subparts, and the new subpart (7) (a) 1. (i) but not its items shall read:

- (6) (a) 1. To obtain a limited conscious sedation permit, a dentist must provide proof of current certification in ACLS (a pediatric dentist may substitute PALS), and must provide proof of one (1) of the following:
- (6) (a) 2. To obtain a comprehensive conscious sedation permit, a dentist must provide proof of current certification in ACLS (a pediatric dentist may substitute PALS), and must provide proof of one (1) of the following:
- (7) (a) 1. (i) To obtain a deep sedation/general anesthesia permit, a dentist must provide proof of current certification in ACLS (a pediatric dentist may substitute PALS), and must provide certification of one (1) of the following:

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-5-105, and 63-5-108.

Contact who can answer questions concerning this notice of rulemaking hearing, technical contact for disk acquisition, and person who will approve final copy for publication: Jerry Kosten, Regulations Manager, Division of Health Related Boards, First Floor, Cordell Hull Building, 425 Fifth Avenue North, Nashville, TN, 37247-1010, (615) 532-4397.

This space left blank intentionally.

I certify that this is an accurate and complete representation of the intent and scope of rulemaking proposed by the Tennessee Board of Dentistry.

Robbie H. Bell, Director
Health Related Boards

Subscribed and sworn to before me this the 12th day of May, 2005.

Notary Public

My commission expires on the 25th day of March, 2006.

The notice of rulemaking set out herein was properly filed in the Department of State on the ____ day of _____, 2005.

Riley C. Darnell
Secretary of State

By: _____